

EXHIBIT 53

to the Declaration of
Dean M. Harvey in Support of
Plaintiffs' Opposition Briefs

REDACTED VERSION



NDA COVER SHEET

Scanning Project

Contract Group



Name of Other Party:

Apple computer

Effective Date:

6.27.02

Termination Date:

Contract Term:

* For example, 1 year, auto renew, etc.

ADOBE SYSTEMS INCORPORATED
MASTER AGREEMENT
FOR
MUTUAL DISCLOSURE OF INFORMATION

Effective Date: 6 / 27 / 2002
(Month Day Year)

This Agreement governs the disclosure of information between

Apple Computer

(COMPANY OR INDIVIDUAL NAME, AS APPLICABLE)

having an address of

1 Infinite Loop, Cupertino, CA

and Adobe Systems Incorporated, having its principal place of business in the United States at 345 Park Avenue, San Jose, CA 95110-2704, and Adobe's direct and indirect subsidiaries and affiliates that collectively are Adobe (herein after "Adobe"). If a company name is entered above, the person signing this Agreement acknowledges that he or she is binding the entire company and represents that he or she has the authority to do so. A party disclosing Confidential Information (as defined below) pursuant to this Agreement is referred to herein as a "Disclosing Party" and a party receiving Confidential Information pursuant to this Agreement is referred to herein as a "Recipient."

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18. This Agreement may be signed in counterparts. The parties also agree that a signature transmitted via facsimile shall be deemed original for all purposes hereunder.

19. The English language version of this Agreement shall be the version used in the event any dispute arises hereunder. All translations of this Agreement are for convenience only and shall not be used by the parties or any court when interpreting or construing this Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement in duplicate as of the date first written above.

ADOBE SYSTEMS INCORPORATED

Signature: _____
(Must be signed by a VP or higher)

Print Name: Gerrard Rutter

Title: VP, Info. Services

Date: 6/27/2002

Apple Computer
(Enter COMPANY NAME if applicable)

Signature: _____

Print Name: Joseph P. Keenan Jr

Title: Technical Support Manager

Date: 6/27/02

ADOBE SYSTEMS INCORPORATED

The attached:

**MASTER AGREEMENT
FOR
MUTUAL DISCLOSURE OF INFORMATION**

covers disclosure, receipt and treatment of confidential information
between Adobe and any other party.

SIGNATURE PROCESS

RECIPIENT: Please print two (2) copies of this Agreement and sign both. Once you have signed the Agreement, please **RETURN BOTH SIGNED ORIGINALS TO YOUR CONTACT AT ADOBE** for Adobe's signature (do not return directly to the Adobe San Jose Legal Department). Thank you

ADOBE EMPLOYEE: **THIS AGREEMENT MAY ONLY BE SIGNED BY AN APPROPRIATE ADOBE SIGNATORY PER THE ADOBE CONTRACT SIGNATURE POLICY (AN ADOBE VP OR HIGHER).** To obtain this signature, you should provide the authorized signatory with the name of the company with whom you plan to exchange information, the description of the information being exchanged and the reason for the exchange. Return one fully signed original to: the San Jose Legal department, W16, ATTN: Legal Dept. - NDA Administrator. Return the other signed original to the company or individual listed in the Agreement.

Appendix to Master Agreement for Mutual Disclosure of Information

dated, April 30, 1990

Date: July 1, 1996

Description of Confidential Information:

[REDACTED]

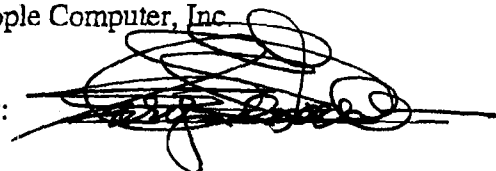
Adobe Systems Incorporated

By:



Apple Computer, Inc.

By:



Print Name:

Print Name:

Gary Edwards
Director, Imaging Ops.

Exhibit A

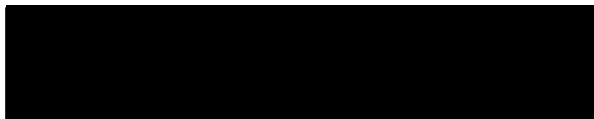
to Master Agreement for Mutual Disclosure of Information

Form of Appendix

Disclosure of Confidential Information

Date: 12-APR-95

Description of Confidential Information:



Adobe Systems Incorporated

By: [Signature]

Print Name: JOHN PETERSON

Apple Computer, Inc.

By: [Signature]

Print Name: Michelle Wyner

Exhibit A

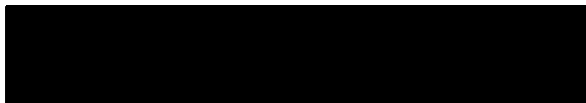
to Master Agreement for Mutual Disclosure of Information

Form of Appendix

Disclosure of Confidential Information

Date: 12-APR-98

Description of Confidential Information:



Adobe Systems Incorporated

By: [Signature]
Print Name: John Peterson

Apple Computer, Inc.

By: [Signature]
Print Name: Carli de Cordova

EXHIBIT A
to
Prototype License and Confidentiality Agreement
Form of Appendix

PROTOTYPE LICENSEE SITE DESIGNEE

Printed Name: Ken Bereskin

Title: Manager, Mac OS 8 Evangelism

This designated person will be responsible for:

- Receiving "Addressee Only" Prototype materials
- Site Inspection contact

Note: Apple recommends one and ONLY one person at any site have these responsibilities. Ideally this person would oversee all compliance factors related to this agreement.

Date: 9/25/96

Disclosing Party ("Licensor"): Adobe Systems, Inc.

Project Code Name: [REDACTED]

General Description:

Address of Prototype Site: 3 Infinite Loop
Cupertino, 95014

APPLE COMPUTER, INC.

Ken Bereskin
Authorized Signature

KEN BERESKIN
Printed Name

MANAGER MAC OS 8 EVANGELISM
Title

Date: SEPT. 26, 1996

ADOBE SYSTEMS INCORPORATED

Susan Gile
Authorized Signature

Susan Gile
Printed Name

Project Manager
Title

Date: 9/30/96

Prototype License

PAG

Adobe Photoshop™ Beta Program Information

Business	Apple
fname	Ken
lname	Bereskin
address	3 Infinite Loop
city	Cupertino,
state	CA
zip	95014
country	
phone1	408/974-0743
fax	408/974-1211
E-Mail	bereskin@apple.com

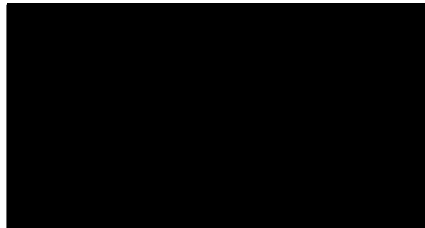
WWW Access Information:

To access the Adobe Photoshop Beta Site on the WWW, following is the information you will need:

URL:

Username:

Password:



Confidential: This information is subject to the Serial Agreement for Unreleased Product (Recurrent Beta Site/Web Use) and the Amendment No. 1 to Serial Agreement for Unreleased Product, (Recurrent Beta Site/Web Use) that has been signed between Adobe Systems and your company.

Adobe Photoshop™ Beta Program Information

Business Apple
fname James
lname Dempsey
address 3 Infinite Loop
city Cupertino,
state CA
zip 95014
country
phone1 408/974-7817
fax
E-Mail dempseyj@apple.com

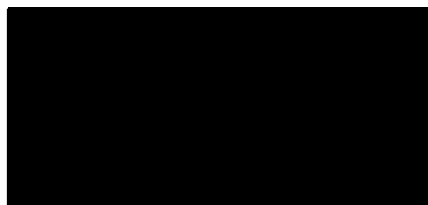
WWW Access Information:

To access the Adobe Photoshop Beta Site on the WWW, following is the information you will need:

URL:

Username:

Password:



Confidential: This information is subject to the Serial Agreement for Unreleased Product (Recurrent Beta Site/Web Use) and the Amendment No. 1 to Serial Agreement for Unreleased Product, (Recurrent Beta Site/Web Use) that has been signed between Adobe Systems and your company.

EXHIBIT A
to
Prototype License and Confidentiality Agreement
Form of Appendix

PROTOTYPE LICENSEE SITE DESIGNEE

Printed Name: Nick Schlott

Title: Premiere Engineering Manager

This designated person will be responsible for:

- Receiving "Addressee Only" Prototype materials
- Site Inspection contact

Note: Apple recommends one and ONLY one person at any site have these responsibilities. Ideally this person would oversee all compliance factors related to this agreement.

Date: December 5, 1997

Disclosing Party ("Licensor"): Apple

Project Code Name ("Prototype"): [REDACTED]

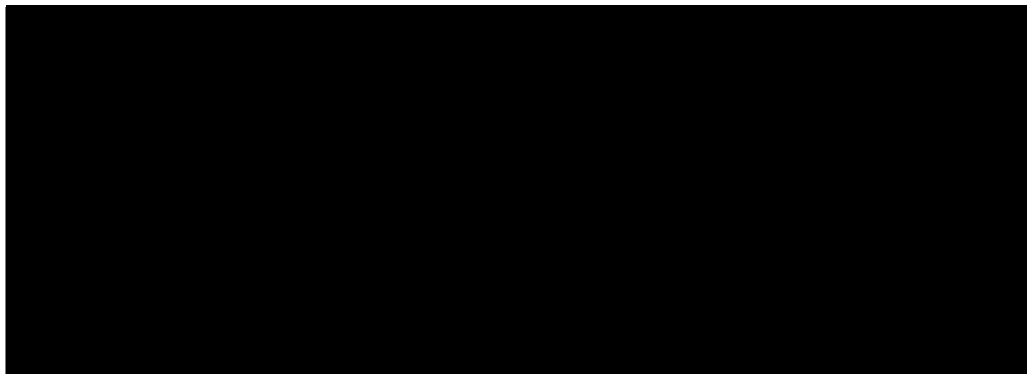
General Description: [REDACTED]

Address of Prototype Site: 345 Park Avenue
San Jose, CA 95110

Additional Terms and Conditions:

Solely for purposes of the Prototype licensed pursuant to this Exhibit A:

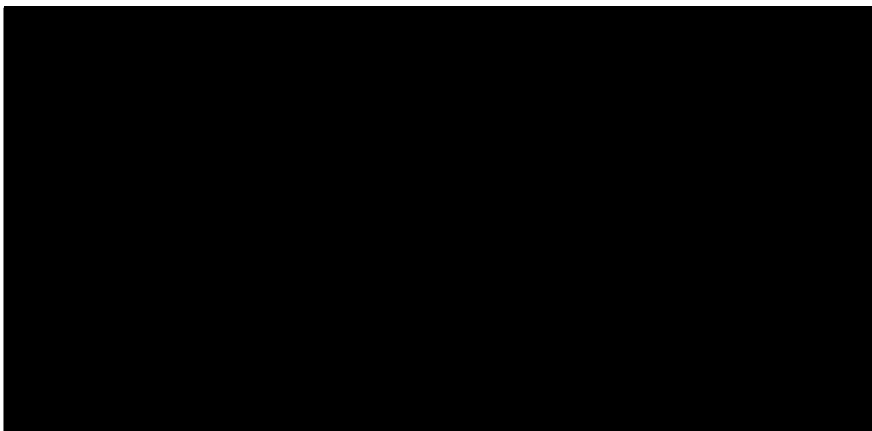
1. Section 2 of the Prototype Agreement is modified as follows:



2. Section 4 of the Prototype Agreement is modified by adding the following language after the first sentence:

Exhibit A

PAGE 1



3. In the event of any inconsistency between these Additional Terms and Conditions and the terms of the Prototype Agreement, these Additional Terms and Conditions shall prevail solely with respect to the Prototype licensed pursuant to this Exhibit A. All other terms of the Prototype Agreement shall apply to the Prototype licensed pursuant to this Exhibit A.

APPLE COMPUTER, INC

Tim S Schaff
Authorized Signature

TIMOTHY SCHAAFF
Printed Name

Sr. Director, IMG
Title

Date: Dec. 11, 1997

ADOBE SYSTEMS INCORPORATED

Bruce Chizen
Authorized Signature

Bruce Chizen
Printed Name

Sr. VP & GM Graphics Division
Title

Date: 12/5/97

Exhibit A

PAGE 2

400 0 974 8529 P.03/03

APPLE COMPUTER

DEC-05-1997 12:15

APPENDIX

to

Printed Name: Tim Schaafl, Peter Hoddie, Hage van Dijk

Title: Senior Director, Chief Architect, SQA Program Manager
(QT Engineering)

This designated person will be responsible for:

- Receiving "Addressee Only" Prototype materials
- Site Inspection contact

Note: Apple recommends one and ONLY one person at any site have these responsibilities. Ideally this person would oversee all compliance factors related to this agreement.

Date: 12/5/97

Disclosing Party ("Licensor"): Adobe Systems, Inc.

Project Code Name:

General Description:

One Infinite Loop
Cupertino, CA 95014

APPLE COMPUTER, INC.

Authorized Signature _____

Printed Name Timothy Schraff / Peter Hoddie / Hoge van Dijk

Sr. Dir / Chief Architect / SOA Prog. Mgr.
Title

Date: 12/9/97

ADOBE SYSTEMS INCORPORATED


Authorized Signature

David Trescot
Printed Name

Sr. Product Mktg. Mgr.
Title

Date: 12/11/97

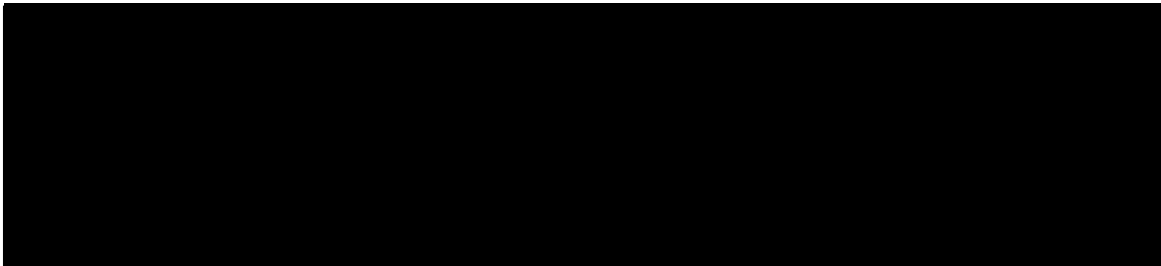
Appendix to Master Agreement for Mutual Disclosure of Information

Disclosure of Confidential Information

Date of Appendix: December 23, 1997

Date of Disclosure: December 5th, 1997

Description of Confidential Information:



Adobe Systems Incorporated

By: 

Print Name: _____

Kyle Mashima
Vice President And General Manager
Home And Office Products Division
Adobe Systems, Inc.

Apple Computer, Inc.

By: 

Print Name: Philip W. Schiller

Appendix to Master Agreement for Mutual Disclosure of Information

Disclosure of Confidential Information

Date of Appendix: January 2nd, 1998

Date of Disclosure: December 16th, 1997

Description of Confidential Information:



Adobe Systems Incorporated

By: [Signature]

Print Name: Kyle Mashima
Vice President And General Manager
Home And Office Products Division
Adobe Systems, Inc.

Apple Computer, Inc.

By: [Signature]

Print Name: Philip W. Schiller

APPENDIX
to
Prototype License and Confidentiality Agreement

PROTOTYPE LICENSEE SITE DESIGNEE

Printed Name: Sim Mensch

Title: Manager MacOS Eng.

This designated person will be responsible for:

- Receiving "Addressee Only" Prototype materials
- Site Inspection contact

Note: Apple recommends one and ONLY one person at any site have these responsibilities. Ideally this person would oversee all compliance factors related to this agreement.

Date: 4/29/98

Disclosing Party ("Licensor"): Adobe

Project Code Name: [REDACTED]

General Description: [REDACTED]

Address of Prototype Site: 4800 Plant / in Finite Loop

APPLE COMPUTER, INC.

[Signature]
Authorized Signature

Sim Mensch
Printed Name

Manager MacOS Eng.
Title

4-29-98
Date:

ADOBE SYSTEMS INCORPORATED

[Signature]
Authorized Signature

Russell Williams
Printed Name

Sr. Computer Scientist
Title

4/29/98
Date:

EXHIBIT A

to
 Prototype License and Confidentiality Agreement
 Form of Appendix

PROTOTYPE LICENSEE SITE DESIGNEE

Printed Name: RICHARD SCHLEIN
 Title: DIRECTOR, WWDR

This designated person will be responsible for:

- Receiving "Addressee Only" Prototype materials
- Site Inspection contact

Note: Apple recommends one and ONLY one person at any site have these responsibilities. Ideally this person would oversee all compliance factors related to this agreement.

Date: 5-9-00

Disclosing Party ("Licensor"): ADOBE SYSTEMS

Project Code Name: [REDACTED]

General Description: [REDACTED]

Address of Prototype Site: 801 N. 34th St.
SEATTLE, WA 98103

APPLE COMPUTER, INC.

Richard Schlein
 Authorized Signature

RICHARD SCHLEIN
 Printed Name

DIRECTOR, WWDR
 Title

Date: 5-9-00

ADOBE SYSTEMS INCORPORATED

AL Guss
 Authorized Signature

AL Guss
 Printed Name

Sr. Dir of Eng
 Title

Date: 5/15/00

Prototype License
 5/00mtc

EXHIBIT A

to
Prototype License and Confidentiality Agreement
Form of Appendix

PROTOTYPE LICENSEE SITE DESIGNEE

Printed Name: RICHARD SCHLEIN
Title: DIRECTOR, WWDR

This designated person will be responsible for:

- Receiving "Addressee Only" Prototype materials
- Site Inspection contact

Note: Apple recommends one and ONLY one person at any site have these responsibilities. Ideally this person would oversee all compliance factors related to this agreement.

Date: 5-9-00

Disclosing Party ("Licensor"): ADOBE SYSTEMS

Project Code Name: [REDACTED]

General Description: [REDACTED]

Address of Prototype Site: 201 N. 34th St.
SEATTLE, WA 98103

APPLE COMPUTER, INC.

[Signature]
Authorized Signature

RICHARD SCHLEIN
Printed Name

DIRECTOR, WWDR
Title

Date: 5-9-00

ADOBE SYSTEMS INCORPORATED

[Signature]
Authorized Signature

AL GASS
Printed Name

Sr Dir of Eng
Title

Date: 5/15/00

Prototype License
5/00mtc